

1  
2  
3  
4  
5  
6  
7  
8 UNITED STATES DISTRICT COURT  
9 CENTRAL DISTRICT OF CALIFORNIA  
10 WESTERN DIVISION

11 EFRAIN COBOS,

12 Petitioner,

13 v.

14 MICHAEL A. SMELOSKY,

15 Respondent.  
16

) Case No. CV 08-07152 JSL (AN)

) ORDER APPROVING AND ADOPTING  
) REPORT AND RECOMMENDATION OF  
) UNITED STATES MAGISTRATE JUDGE

17 Pursuant to 28 U.S.C. § 636, the Court has reviewed the file, including the  
18 Magistrate Judge's Report and Recommendation ("R&R") and Petitioner's Objections  
19 thereto, *de novo*.

20 IT IS ORDERED that:

- 21 1. The R&R is approved and adopted with the following corrections:  
22 Page 7, line 10 - "Cal. R. Ct. 4.42(a)(1), (a)(2)" is corrected to read  
23 "Cal. R. Ct. 4.421(a)(1), (a)(2)."  
24 Page 8, line 17 - "Ground Three" is corrected to read "Ground Two."  
25 2. Petitioner's Objections are overruled because they lack merit for the  
26 reasons set forth in the R&R.

27 ///

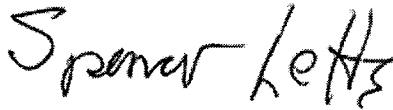
28 ///

1           3.     Judgment shall be entered denying the Petition and dismissing this action  
2                 with prejudice.

3           4.     All motions are denied as moot and terminated.  
4

5           IT IS FURTHER ORDERED that the Clerk of the Court shall serve a copy of this  
6 Order and the Judgment on all counsel or parties of record.  
7

8  
9 Dated: April 15, 2009



\_\_\_\_\_  
J. SPENCER LETTS  
UNITED STATES DISTRICT JUDGE